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IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4846 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?

4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

GAVRIBHAI S AMIN

Versus

STATE OF GUJARAT

Appearance:

MR PRAFUL J BHATT for Petitioners
MS HANSA PUNANI, AGP, for Respondent No. 1, 2

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 28/07/2000

ORAL JUDGEMENT

1. The application filed by the petitioners for
grant of N.A. permission in respect of their holdings
came to be rejected by the authorities only on the ground
that the same has been signed by the power of attorney
holders.

2. I fail to see any justification in the approach of the petitioners by this petition and to allow this long time to go. The application has been rejected only on the ground that the same has been signed by the power of attorney holders and this defect could have been cured by filing application signed by the holders of the land. Learned counsel for the petitioner fairly submits that the holders of the land will file the application duly signed by them and this Court may give direction to the respondents to decide the same expeditiously.

3. In the result, this special civil application is dismissed. Rule discharged. Interim relief if any, granted stands vacated. However, if the petitioners file an application duly signed by the owners of the land, the authority is expected to consider and decide the same expeditiously. No order as to costs.

zgs/-